

HOUSE BILL No. 1813

DIGEST OF INTRODUCED BILL

Citations Affected: IC 11-8-2-9; IC 11-12; IC 35-38-2.6-2.

Synopsis: Community corrections goals and statistics. Requires state and locally operated community corrections programs to report electronically to the legislative services agency the race, ethnicity, gender, and communicable disease carrier status of offenders in the programs. Adds the reintegration of offenders into the community as a purpose for the establishment and operation of community corrections programs.

Effective: July 1, 2005.

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January 19, 2005, read first time and referred to Committee on Courts and Criminal Code.

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Introduced

First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

HOUSE BILL No. 1813

A BILL FOR AN ACT to amend the Indiana Code concerning corrections.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 11-8-2-9 IS AMENDED TO READ AS FOLLOWS
2 [EFFECTIVE JULY 1, 2005]: Sec. 9. (a) The department shall
3 establish a program of research and statistics, alone or in cooperation
4 with others, for the purpose of assisting in the identification and
5 achievement of realistic short term and long term departmental goals,
6 the making of administrative decisions, and the evaluation of the
7 facilities and programs of the entire state correctional system.
8 Information relating to the following must be compiled:
9 (1) An inventory of current facilities and programs, including
10 residential and nonresidential community programs and offender
11 participation.
12 (2) Population characteristics and trends, including the following
13 concerning offenders:
14 (A) Ethnicity.
15 **(B) Race.**
16 ~~(B) (C)~~ Gender.
17 **(D) The number of offenders who are carriers (as defined**

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in IC 16-18-2-49), when this information is available.

(3) Judicial sentencing practices.

(4) Service area resources, needs, and capabilities.

(5) Recidivism of offenders.

(6) Projected operating and capital expenditures.

(b) The department may conduct research into the causes, detection, and treatment of criminality and delinquency and disseminate the results of that research.

(c) Not more than thirty (30) days after the close of the department's fiscal year, the department shall forward the information compiled with respect to state operated community corrections programs under subsection (a)(2) to the executive director of the legislative services agency in an electronic format under IC 5-14-6.

SECTION 2. IC 11-12-1-6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 6. (a) A community corrections advisory board established under section 2 of this chapter shall compile the following information relating to the status of persons described in section 2 of this chapter who are served by community corrections programs coordinated or operated by the board:

(1) Ethnicity.

(2) Race.

(3) Gender.

(4) The number who are carriers (as defined in IC 16-18-2-49), when this information is available.

(b) The community corrections advisory board shall forward this information in an electronic format under IC 5-14-6 to the executive director of the legislative services agency not more than thirty (30) days after the close of the board's fiscal year.

SECTION 3. IC 11-12-2-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 1. (a) For the purpose of encouraging counties to develop a coordinated local corrections-criminal justice system, and providing effective alternatives to imprisonment at the state level, and reintegrating offenders into the community, the commissioner shall, out of funds appropriated for such purposes, make grants to counties for the establishment and operation of community corrections programs. Appropriations intended for this purpose may not be used by the department for any other purpose. Money appropriated to the department of correction for the purpose of making grants under this chapter, and charges made against a county under section 9, do not revert to the state general fund at the

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close of any fiscal year, but remain available to the department of correction for its use in making grants under this chapter.

(b) The commissioner shall give priority in issuing community corrections grants to programs that provide alternative sentencing projects for persons with mental illness, addictive disorders, mental retardation, and developmental disabilities.

SECTION 4. IC 35-38-2.6-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 2. As used in this chapter, "community corrections program" means a program consisting of residential and work release, electronic monitoring, day treatment, ~~or~~ day reporting, **or a service to reintegrate offenders into the community** that is:

- (1) operated under a community corrections plan of a county and funded at least in part by the state subsidy provided under IC 11-12-2; or
- (2) operated by or under contract with a court or county.

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